

State of Tennessee
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER RESOURCES
William R. Snodgrass - Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243-1102

**MR. STEVE BARGER
CLEVELAND UTILITIES
ENVIRONMENTAL/REGULATORY COMPLIANCE
SUPERVISOR
PO BOX 2730
CLEVELAND, TN 37320**

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October 31, 2013

Mr. Steve Barger
Environmental/Regulatory Compliance Supervisor
Cleveland Utilities Wastewater TP
e-copy: sbarger@clevelandutilities.com

Subject: **Tennessee Multi-Sector General NPDES Storm Water Permit (TMSP)**
Tracking Number TNR058788
Conditional No Exposure Exclusion for Industrial Activity
Cleveland Utilities Wastewater TP, Cleveland, Bradley County, Tennessee

Dear Mr. Barger:

The Division of Water Resources acknowledges receipt of a No Exposure Certification Form on October 30, 2013. This form was submitted by you according to Section 122.26(g) of the EPA Storm Water Phase II Rule, which requires industrial operators claiming no exposure to submit written certification that a condition of no exposure exists at their facility/site. A condition of no exposure means that material handling equipment or activities, raw materials, intermediate or final products, waste materials, by-products or industrial machinery are **not** exposed to storm water.

Our review of this facility's form indicates that an exclusion from NPDES storm water permitting under the TMSP is acceptable. Please note that you must resubmit a no exposure certification at least once every 5 years. We would like to point out that by submitting the No Exposure Certification Form, you certified under penalty of law that there are no discharges of storm water contaminated by exposure to industrial activities or materials from the industrial facility or site identified in this document (except as allowed under 40 CFR 122.26(g)(2)). If the condition of no exposure ceases, then you must immediately obtain coverage under a NPDES storm water permit by submitting a completed NOI form. Please note that the NPDES permitting authority (or MS4 operator where the discharge is into the local MS4) must be allowed to perform inspections to confirm the condition of no exposure and to make such inspection reports publicly available upon request.

If you have questions, please contact the Chattanooga Environmental Field Office at 1-888-891-TDEC; or, at this office, please contact Jim McAdoo at (615) 532-0684 or by E-mail at Jim.McAdoo@tn.gov.

Sincerely,

Vojin Janjić
Manager, Water-Based Systems

cc: Jennifer.Innes@tn.gov, Chattanooga Environmental Field Office
Vidya.Bhupathiraju@tn.gov, Division of Fiscal Services, Fee Collection Section
Permit File